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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of **Saccomandi**

Application No. 10/620,141

Attorney Docket No. 1367-P03250US00

Filed: July 15, 2003

For: DECORATIVE TABLE COVERING

Examiner: Alexander S. Thomas

Group Art Unit: 1772

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this Response and accompanying papers are being deposited on July 22, 2005 with the United States Postal Service as first-class mail in an envelope properly addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

July 22, 2005  
Date of Certificate

Cristin Donahue  
Cristin Donahue

**Petition for Extension Under 37 CFR §1.136(a)**

Applicant's undersigned Attorney hereby petitions for an extension of time of ONE month beyond the time period set in the last office communication. The proper fee is enclosed as identified in the enclosed Fee Transmittal form.

July 22, 2005  
Date of Certificate

John C. Dorfman  
John C. Dorfman  
PTO Registration No. 16,703

**NOTICE OF APPEAL**

Attached is a list of claims appealed.

We appeal the claims 1-24 unless the Examiner will enter the substitute claims 4,5, 8, 15 and 16 which are 25, 26, 27 and 28. The Examiner has rejected new more limited claims 29-33 for which the applicant repeats the request that the claims be entered for the purpose of appeal.

Respectfully submitted,

DANN, DORFMAN, HERRELL & SKILLMAN  
A Professional Corporation  
Attorneys for Applicant(s)

By John C. Dorfman  
John C. Dorfman  
PTO Registration No. 16,703

Telephone: (215) 563-4100  
Facsimile: (215) 563-4044

**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

1367-P03250US0

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)]  
on \_\_\_\_\_

Signature \_\_\_\_\_

Typed or printed  
name Cristin DonahueIn re Application of  
SaccomandiApplication Number  
10/620,141Filed  
July 15, 2003For DECORATIVE TABLE COVERINGArt Unit  
1772Examiner  
Thomas, Alexander S.

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 250.00☒ A check in the amount of the fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. \_\_\_\_\_ . I have enclosed a duplicate copy of this sheet.☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐ applicant/inventor.☐ assignee of record of the entire interest.See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)☒ attorney or agent of record.Registration number 16,703

Signature

John C. Dorfman

Typed or printed name

215-563-4100 x-231

Telephone number

☐ attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34. \_\_\_\_\_

July 22, 2005

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

07/28/2005 HVUONG1 00000126 10620141

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

01 FC:2401

250.00 OP



# FEE TRANSMITTAL

## Complete if known

Application Number: 10/620,141

Filing Date: July 15, 2003

First Named Inventor: Saccomandi

Group Art Unit: 1772

Examiner Name: Alexander S. Thomas

Total Amt. of Payment: (1)+(2)+(3)= **\$310**

Attorney Docket Number: 1367-P03250US00

### METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to:

- ☐ Charge indicated fees  
☒ Charge additional fees  
☒ Credit overpayments

to the account of DANN, DORFMAN, HERRELL & SKILLMAN

Deposit Account Number 04-1406

2. Payment enclosed:

Check in the amount of \$310

### FEE CALCULATION

#### 1. FILING FEE

##### Fee Description

Utility filing fee  
Design filing fee  
Plant filing fee  
Reissue filing fee

Fee

SUBTOTAL (1) \$0

### FEE CALCULATION (continued)

#### ADDITIONAL FEES

##### Fee Description

##### Fee Paid

Surcharge-late filing fee or oath  
Surcharge - late provisional filing fee or cover sheet  
Extension for response within first month  
Notice of Appeal  
Filing a brief in support of an appeal  
Request for oral hearing  
Petition to revive unavoidably abandoned appl.  
Petition to revive unintentionally abandoned appl.  
Issue fee  
Petitions to the Commissioner  
Petitions related to provisional applications  
Submission of Information Disclosure Stmt.  
Recording each patent assignment per property  
Other fee (specify) \_\_\_\_\_

60

250.00

SUBTOTAL (3) \$310

#### 2. Claims

	Paid	Extra	Fee
Total Claims	24 -24 = 0	x 25	= 0
Independent Claims	1 -3 = 0	x 100	= 0
Multiple Dependent (First presentation)			

SUBTOTAL (2) \$0

Submitted By: John C. Dorfman Reg. Number 16,703

Signature \_\_\_\_\_ Date July 22, 2005 04-1406

Deposit Account User ID

07/28/2005 HVUONG1 00000126 10620141

02 FC:2251

60.00 0P